

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF NURSING

IN THE MATTER OF THE
LICENSE OF

MARYANN ANELLI, R.N.
License # 26NO10303400

TO PRACTICE NURSING IN THE
STATE OF NEW JERSEY

Administrative Action

**FINAL ORDER
OF DISCIPLINE**

This matter was opened to the New Jersey State Board of Nursing ("the Board") upon receipt of information which the Board has reviewed and upon which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. MaryAnn Anelli ("Respondent") is a Registered Professional Nurse (RN) in the State of New Jersey, and has been a licensee at all times relevant hereto.
2. On or about June 20, 2014, a letter of inquiry was sent on behalf of the Board to Respondent by certified and regular mail at her address of record, asking Respondent for information and documents, including documentation, in the form of certificates of completion, of all nursing continuing education completed in the last three years.
3. Respondent replied to the inquiry, via her attorney, but she did not provide the Board with documentation of any nursing continuing education.

4. Respondent indicated on her 2014 renewal application that she would have completed all required nursing continuing education for the June 1, 2012 - May 31, 2014 licensing cycle by May 31, 2014.

CONCLUSIONS OF LAW

Respondent's failure to document timely completion of 30 contact hours of required continuing education for the June 1, 2012 – May 31, 2014 licensing cycle constitutes a violation of N.J.A.C. 13:37-5.3, subjecting Respondent to sanctions pursuant to N.J.S.A. 45:1-21(e) and (h).

Respondent's indication on her 2014 renewal application that she would have completed required continuing education for the 2011-2013 licensing cycle by May 31, 2014 constitutes misrepresentation within the intendment of N.J.S.A. 45:1-21(b).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline seeking a reprimand and a two hundred and fifty dollar (\$250) civil penalty was entered on December 24, 2014. Copies were served upon Respondent via regular and certified mail. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the thirtieth day following entry unless Respondent requested a modification or dismissal of the stated findings of fact and conclusions of law by setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting Respondent's request for consideration and reasons therefor.

Respondent timely replied to the Provisional Order of Discipline, through counsel. Respondent acknowledged that she was unable to document completion of required continuing education within the June 1, 2012 – May 31, 2014 biennial period and

offered 30 hours of continuing education completed belatedly on January 5, 2015 to cure the deficiency of the previous biennial period.

The Board reviewed Respondent's submissions and determined that further proceedings were not necessary and that no material discrepancies had been raised. The Board was not persuaded that the submitted materials merited further consideration, as Respondent did not dispute the findings of fact or conclusions of law. Inasmuch as Respondent cured the deficiency in continuing education requirements of the previous biennial period, the Board determined that suspension was no longer warranted. However, the Board determined that Respondent's failure to demonstrate, to the satisfaction of the Board, that she had completed any continuing education timely within the June 1, 2012 – May 31, 2014 biennial period, warrants imposition of a two hundred and fifty dollar (\$250) civil penalty. Similarly, the Board finds a reprimand warranted for Respondent's false answer on her renewal application whereby she answered that she had or would complete the required continuing education and failed to demonstrate that she had done so.

ACCORDINGLY, IT IS on this 7th **day of** May, 2015,
ORDERED that:

1. A public reprimand is hereby imposed upon Respondent for the violation of N.J.S.A. 45:1-21(b).

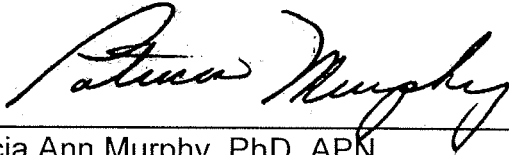
2. A civil penalty in the amount of two hundred and fifty dollars (\$250) is hereby imposed for the failure to timely complete required continuing education in violation of N.J.A.C. 13:37-5.3. Payment shall be made by certified check, bank cashier check, or money order payable to "State of New Jersey," or by wire transfer, direct

deposit, or credit card payment delivered or mailed to George Hebert, Executive Director, State Board of Nursing, P.O. Box 45010, Newark, New Jersey 07101. Any other form of payment will be rejected and will be returned to the party making the payment. Payment shall be made no later than twenty-one (21) days after the date of filing of this Final Order of Discipline. In the event Respondent fails to make a timely payment, a certificate of debt shall be filed in accordance with N.J.S.A. 45:1-24 and the Board may bring such other proceedings as authorized by law.

3. Continuing education completed after May 31, 2014 and applied to cure the deficiency of the previous biennial period (the 30 hours completed on January 5, 2015) shall not also be used to satisfy the requirements of the current biennial period. Respondent shall complete an additional 30 hours of continuing education, including the one hour course on Organ and Tissue Donation, prior to May 31, 2016 to satisfy the requirements of the June 1, 2014 – May 31, 2016 biennial period.

NEW JERSEY STATE BOARD OF NURSING

By:



Patricia Ann Murphy, PhD, APN
Board President